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August 28, 2008

Honorable Thomas R. Nienaber
Attorney at Law
Berger, Cox & Nienaber
401 Madison Avenue
Covington, KY 41011

William Catlett, General Manager
Bullock Pen Water District
One Farrell Drive
PO Box 188
Crittenden, KY 41030

RE: Case No. 2008-00170
Bullock Pen Water District
(Construct, Finance, Rates; Tariffs, NRC)
Filing Deficiencies

Gentlemen:

Commission Staff has reviewed Bullock Pen Water District's response received August 21, 2008 in the above case. The filing remains deficient for the reasons set forth below:

- (1) 807 KAR 5:001 Section (9)(2)(b) – Copies of franchises or permits. Bullock Pen Water District has not yet filed a permit from the Energy and Environment Cabinet—Division of Water, which is required to be obtained under 401 KAR 8:100. The Commission requires this permit to be included in an application for a certificate of public convenience and necessity prior to accepting the application for filing. See, e.g., Case No. 2008-00232, Application of North Shelby Water Company for a Certificate of Public Convenience and Necessity to Construct Pursuant to the Provisions of KRS 278.020 (Ky. PSC July 22, 2008).

Bullock Pen's application will not be accepted for filing until it files the DOW permit: If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

Ryan Gatewood
Filings Division Director

RG/rs